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FACSIMILE TRANSMISSION

PLEASE DELIVER THE FOLLOWING PAGES

COMPANY/FIRM : Examiner E. McElwain/U.S. PATENT OFFICE

FACSIMILE NO. : 571-273-8300

FROM : Gary J Gershik/LCM

TOTAL NUMBER OF PAGES, INCLUDING COVER PAGE: 16

DATE : September 9, 2008

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MESSAGE: Re: U.S. Serial No. 09/981,124

RESPONSE TO JULY 9, 2008 FINAL OFFICE ACTION

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Docket No. 72242-AB/JPW/GJG/LCM

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Applicant(s): Allan Green et al.
 Serial No. : 09/981,124 Examiner: E. McElwain
 Filed : October 17, 2001 Group Art Unit: 1638
 For : FATTY ACID EPOXYGENASE GENES FROM PLANTS AND USES
THEREFOR IN MODIFYING FATTY ACID METABOLISM

SEP 09 2008

Mail Stop Amendment
 COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, VA 22313-1450

Date: September 9, 2008

Sir:

Transmitted herewith is an amendment to the above-identified application.

Small entity status of this application under 37 C.F.R. §1.9 and §1.27 has been previously established.

A verified statement to establish small entity status under 37 C.F.R. §1.9 and §1.27 is enclosed.

No additional fee is required.

The filing fee is calculated as follows:

	Number after Amendment	Highest Number Previously Paid For ¹	Number of Extra Claims Presented	RATE		FEE	
				Small Entity	Other Entity	Small Entity	Other Entity
Total Claims	21	* 25	*** 0	\$25	\$50		0
Independent Claims	2	** 4	*** 0	\$105	\$210		0
Multiple Dependent Claim(s) Presented For First Time <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No				\$185	\$370		
TOTAL ADDITIONAL FEE						\$ 0	

¹ The "HIGHEST NUMBER PREVIOUSLY PAID FOR" (Total or Independent) is the highest of the "NUMBER AFTER AMENDMENT" in any prior amendment or the number of claims originally filed.
 * If the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 20, write "20" in this space.
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 *** If the difference between the "NUMBER AFTER AMENDMENT" and the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than "0", write "0".

Applicant(s): Allan Green et al.
 Serial No. : 09/981,124
 Filed : October 17, 2001
 Amendment Transmittal Letter
 Page 2

The following are also enclosed:

- One additional copy of this Amendment Transmittal Letter
- Return Receipt Postcard
- An Information Disclosure Statement, including Form PTO-1449
 (Copies of citations included: Yes _____ No _____
 and a fee of \$ _____ included)
- A Petition for an Extension of Time, including a fee of
 \$ _____ for a Petition for _____ Month(s) Extension of Time
- Other (identify): _____

THE TOTAL FEE DUE IS \$ 0.


A check in the amount of \$ _____ is enclosed.

Please charge Deposit Account No. _____ in the amount of
\$ _____.

The Commissioner is hereby authorized to charge any additional fees
required or credit any overpayment to Deposit Account No. 03-3125
as follows:

- Fees under 37 C.F.R. §1.16 for the presentation of extra claims
- Patent application processing fees under 37 C.F.R. §1.17

Respectfully submitted.



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EXPEDITED RESPONSE
UNDER RULE 116
GROUP ART UNIT 1621

Docket No. 72242-AB/JPW/GJG/LCM

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1185 Avenue of the Americas
New York, New York 10036
September 9, 2008

BY FACSIMILE 571-273-8300
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

AMENDMENT UNDER 37 C.R.F. 1.116 IN RESPONSE TO JULY 9, 2008
FINAL OFFICE ACTION AND REQUEST FOR EXAMINER INTERVIEW

This Amendment is filed in response to the Final Office Action issued July 9, 2008 in connection with the above-identified application. A response to the July 9, 2008 Final Office Action is due October 9, 2008. This communication is being timely filed within two (2) months of the Final Office Action.

Please amend the above-identified application as follows: